

SENATE BILL 2081
By Cooper

AN ACT to amend Tennessee Code Annotated, Title 4;
Title 9; Title 39; Title 53 and Title 71, relative to
medical assistance.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 71, Chapter 5, Part 1, is amended by adding the following as a new section to be appropriately designated:

It is the intent of the general assembly that nothing in this act shall require hospital providers to contract with specific managed care organizations in order to receive supplemental payments.

SECTION 2. Tennessee Code Annotated, Section 71-5-125(a), is amended by deleting the word "and" at the end of subdivision (7); by deleting the period at the end of subdivision (8) and substituting instead a semicolon and the word "and"; and by adding the following language as a new subdivision to be designated as follows:

(9) A description and listing of each certified public expenditure and each intergovernmental transfer from all government-related TennCare service providers and local governments used for the purpose of matching funds under federal law for the TennCare program.

SECTION 3. Tennessee Code Annotated, Section 9-4-5115, is amended by adding the following as a new subsection:

(c) No later than February 1 of each year, the department of finance and administration shall make a report on the purchases of prescription drugs by state agencies involved in the medical assistance program to the finance, ways and means committees of the senate and house of representatives. Such report shall identify, to the

extent practicable, the price paid for each specific drug, and any total amount of rebates that may have been obtained. The report shall separately address purchases in the TennCare program and the nursing home program.

SECTION 4. Tennessee Code Annotated, Section 71-5-104, is amended by deleting the language “department of health” and by substituting instead the language “department of finance and administration”.

SECTION 5. Tennessee Code Annotated, Section 71-5-103, is amended by deleting the language “department of health” and by substituting instead the language “department of finance and administration”.

SECTION 6. Tennessee Code Annotated, Sections 71-5-106(k), 71-5-107(a) and (c), 71-5-117(d), 71-5-134, 71-5-137(d), and 71-5-191(b), are amended by deleting the language “commissioner of health” wherever it appears and by substituting instead the language “commissioner of finance and administration”.

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it.